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APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

11/698,999

01/29/2007

Keith Ronald Folken

08350.6173-00000

CATERPILLAR/FINNEGAN, HENDERSON, L.L.P. 58982 901 New York Avenue, NW WASHINGTON, DC 20001-4413

CONFIRMATION NO. 5697 FORMALITIES LETTER

Date Mailed: 02/23/2007

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

04/24/2007 YPOLITE1 00000072 11698999

FILED UNDER 37 CFR 1.53(b). C: 1011 02 FC:1111 500.00 OP 200.00 OP Filing Date Granted 130.00 OP

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 300 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37
- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required. Note: If a petition under 37 CFR 1.47 is being filed, an oath or declaration in compliance with 37 CFR 1.63 signed by all available joint inventors, or if no inventor is available by a party with sufficient proprietary interest, is required.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

• To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.16(f) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$1130 for a non-small entity

- \$300 Statutory basic filing fee.
- \$130 Surcharge.

- The application search fee has not been paid. Applicant must submit \$500 to complete the search fee.
- The application examination fee has not been paid. Applicant must submit \$200 to complete the examination fee for a non-small entity.

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web. https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html

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Office of Initial Patent Examination

(\$7\), \$72-4000, or 1-800-PTO-9199, or 1-800-972-6382

ARIT 2 - COPY TO BE RETURNED WITH RESPONSE



Thus

PATENT

Customer No.: 58,982

Attorney Docket No. 08350.6173-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Keith Ronald FOLKEN et al.) Group Art Unit: 2834
Application No.: 11/698,999) Examiner: Unknown
Filed: January 29, 2007)) Confirmation No.: 5607
For: POWER SYSTEM WITH) Confirmation No.: 5697

Mail Stop Missing Parts

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

In response to the communication of February 23, 2007, Applicant submits a fully executed Declaration/Power of Attorney for filing in this application, a copy of the Notice to file Missing Parts, the statutory basic filing fee of \$1,000.00, and the required surcharge of \$130.00.

Please associate the enclosed Declaration with the application, grant any extensions of time required to enter this response, and charge any additional required fees to our deposit account 06-0916.

By:

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

Dated: April 23, 2007

Neil T. Powell Reg. No. 45,020